

REMARKS/ARGUMENTS

Applicant would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action, and amended as necessary to more clearly and particularly describe the subject matter which applicant regards as the invention.

Claims 1 and 3 have been amended.

The Office action of 09/20/2004 states that the information disclosure statement (IDS) filed 01/28/04 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP §609 because there are no copies of the foreign references and other references. Applicant respectfully submits that the IDS filed 01/28/04 meets the requirement of 37 CFR 1.98(d). As stated in the IDS filed 01/28/04, the information was previously submitted in the prior application Serial No. 09/826,632 filed on April 5, 2001, which is a division of application Serial No. 09/472,477 filed on December 27, 1999, now U.S. Patent No. 6,274,955 issued August 14, 2001. The prior application is properly identified in the IDS filed 01/28/04 and is relied on for an earlier filing date. The earlier application IDS also complies with 37 CFR 1.98(a)-(c). Therefore, copies of the references should not be required for the IDS filed 01/28/04.

Claims 1 and 3 are rejected under 35 U.S.C. 102(b) as being anticipated by Yasuda (U.S. Patent No. 5,889,349). Claims 1 and 3 have been amended. For the following reasons, the examiner's rejection is respectfully traversed.

Yasuda does not disclose or teach that the "cover has an air hole so that air inside the vibration motor communicates with air outside of the vibration motor" as recited in amended claims 1 and 3. Yasuda discloses a motor device that has a cylindrical housing 6 with a bottom 61 (Fig.1). Yasuda does not disclose or teach that an air hole is provided in the housing for air

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inside the motor to communicate with air outside the motor. Therefore, Yasuda does not disclose or teach all the elements of the claimed invention.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 32184US2.

Respectfully submitted,

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